

IN THE DISTRICT COURT OF THE UNITED STATES  
**RECEIVED**  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

2007 DEC 18 P 12:15

UNITED STATES OF AMERICA,

MIDDLE DISTRICT CLK  
Plaintiff,

v.

COLONIAL BANK,  
Montgomery, AL,

Garnishee,

WILEY THOMAS, JR.,

Defendant

)  
MISC. NO. 2:07mc 3382-T

APPLICATION FOR WRIT OF EXECUTION

TO: Honorable Debbie C. Hackett  
Clerk, United States District Court  
Middle District of Alabama  
Montgomery, Alabama 36101

Please issue writ of execution for the seizure from the garnishee, Colonial Bank,  
Montgomery, AL 36104, all property held in the possession of Colonial Bank, Montgomery,  
Alabama, in the name of Wiley Thomas, Jr., to compel performance of the judgment entered  
November 13, 2007, in this cause.

Dated this 18<sup>th</sup> day of December, 2007.

LEURA G. CANARY  
United States Attorney

  
By: \_\_\_\_\_  
R. RANDOLPH NEELEY  
Assistant United States Attorney  
Bar Number: 9083-E56R

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IN THE DISTRICT COURT OF THE UNITED STATES  
**RECEIVED** THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

2007 DEC 18 P 12:16

UNITED STATES OF AMERICA,

MIDDLE DISTRICT OF ALABAMA

Plaintiff,

v.

COLONIAL BANK,  
Montgomery, AL,

Garnishee,

WILEY THOMAS, JR.,

Defendant

) MISC. NO. 2:07mc 3382-T

AFFIDAVIT

I, R. Randolph Neeley, having been first duly sworn, depose and say as follows:

1. I am an Assistant United States Attorney and represent the United States of America, plaintiff, herein.
2. Judgment was entered on November 13, 2007, for plaintiff and against defendant, Wiley Thomas, Jr., for the sum of \$118,015.00. Lump sum payment of \$118,015.00 was due immediately.
3. Defendant resides within the jurisdiction of this court at 26 Oldfield Drive, Montgomery, Alabama 36117.
4. The judgment has not been satisfied, vacated, reversed, or barred by the Statute of Limitations, and is one on which execution may properly issue.
5. The balance on the judgment as of December 18, 2007, is \$117,915.00.

6. Upon information and belief, Wiley Thomas, Jr., defendant, has funds on deposit with Colonial Bank, Montgomery, Alabama 36104.

LEURA G. CANARY  
United States Attorney

By:

R. RANDOLPH NEELEY  
Assistant United States Attorney  
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Sworn to and subscribed before

me this 18th day of December, 2007.

Leura G. Canary  
NOTARY PUBLIC